

STATE OF CALIFORNIA
CALIFORNIA ENERGY COMMISSION

Business Meeting Minutes

of

November 5, 2003

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The meeting was called to order by Acting Chairman Pernell at 10:12 a.m.

The Pledge of Allegiance was led by Commissioner Boyd.

William J. Keese	Absent
Robert Pernell	Present
Arthur Rosenfeld	Present
James D. Boyd	Present
John L. Geesman	Absent

1. CONSENT CALENDAR. (Items on the Consent Calendar will be taken up and voted on as a group. A Commissioner may request that an item be discussed and moved to later on the agenda).
 - a. GILBERT ASSOCIATES, INC. Possible approval of a \$19,440 contract with Gilbert Associates, Inc. to provide financial and compliance auditing services for the Energy Commission's \$28 million Energy Efficiency Master Trust Revenue Bond Series 2003A.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval of the Consent Calendar. The vote was unanimous. (3-0)

2. PETITION FOR RECONSIDERATION. Consideration of the Petition for Reconsideration of Intervenor Peasha in the SMUD Cosumnes Application for Certification proceeding. (01-AFC-19)

Commissioner Rosenfeld moved and Commissioner Boyd seconded the recommendation to deny the Petition for Reconsideration. The vote was unanimous. (3-0)

3. COUNTY OF LOS ANGELES, METROPOLITAN TRANSPORTATION AUTHORITY (MTA). Possible approval of a loan to the County of Los Angeles, Metropolitan Transportation Authority (MTA) for \$306,250 to install T-8 lamps, electronic ballasts, and energy saving motor controllers on a total of 125 motors in various MTA county facilities. This project is estimated to save about \$71,038 annually and has a simple payback of 4.3 years.

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of a loan to the county of Los Angeles Metropolitan Transportation Authority. The vote was unanimous. (3-0)

4. RESIDENTIAL CLOTHES WASHER STANDARDS [Docket # 03-AAER-01(RCW)]. Possible continuation of previously-noticed adoption to allow more time for submission of written comments and possible publication of 15-day language; however, any interested person will still be able to make written or oral comments on November 5. The adoption hearing will be held on December 3, 2003 or December 17, 2003 and will be separately noticed.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval of the continuation of the adoption hearing for the Residential Clothes Washer Standards to December 3, 2003 or December 17, 2003. The vote was unanimous. (3-0)

5. 2005 BUILDING ENERGY EFFICIENCY STANDARDS. Possible approval of an Initial Study and adoption of a Negative Declaration for the environmental analysis of the 2005 Building Energy Efficiency Standards.

Commissioner Rosenfeld moved and Commissioner Boyd seconded the approval of an initial study and adoption of a Negative Declaration of the 2005 Building Energy Efficiency Standards. The vote was unanimous. (3-0)

6. 2005 BUILDING ENERGY EFFICIENCY STANDARDS. Possible adoption of the 2005 Building Energy Efficiency Standards.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval, as amended, with verbal amendments included. The vote was unanimous. (3-0)

7. NEO-MONTAUK GENCO, LLC. Possible approval of the following funding award agreements under the New Renewable Resources Account.

- a) NM Colton Genco LLC, Colton Landfill Gas Project, 1.25 MW, proposed conditional award \$300,809.09, came on-line 4-18-03;
- b) NM Mid-Valley Genco LLC, Mid-Valley Landfill Gas Project, 2.5 MW, proposed conditional award \$601,618.19, came on-line 4-18-03;
- c) NM Milliken Genco LLC, Milliken Landfill Gas Project, 2.29 MW, proposed conditional award \$601,618.19, came on-line 7-18-03.

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of the Neo-Montauk Genco, LLC., funding award agreements. The vote was unanimous. (3-0)

8. CLEAN ENERGY GROUP. Possible approval of a PIER contract with Clean Energy Group for collaborative research in the Clean Energy States Alliance in the amount of \$240,000.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval of the PIER Contract with Clean Energy Group. The vote was unanimous. (3-0)

9. U.S. DEPARTMENT OF ENERGY (USDOE) SEP AWARD. Possible approval to accept and have PIER administer a \$299,985 competitive grant from the USDOE's State Energy Program to create the Pacific Combined Heat and Power Regional Application Center Network. Regents of the University of California is the subawardee for this grant. The Regional Application Center Network is a collaborative effort between the UC Berkeley, UC Irvine, and San Diego State University. The primary objective of this network is to promote information exchange, education, and technical assistance in the Pacific region (which includes California, Nevada, Hawaii, and the Pacific Territories) regarding combined heat and power technologies.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval to accept the DOE Grant monies and have PIER administer a \$299,985 competitive grant. The vote was unanimous. (3-0)

10. ELECTRICITY RATE SURCHARGE. Possible consideration and approval of the Electricity Surcharge Rate for calendar year 2004. Chapter 1124, Statutes of 2002, authorizes the Energy Commission to fix the electricity surcharge rate at a public meeting each November for the calendar year starting the following January.

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of the Electricity Surcharge Rate for calendar year 2004. The vote was unanimous. (3-0)

11. Minutes

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval of minutes from the October 22, 2003 business meeting.

12. Commission Committee and Oversight

Commissioner Boyd reported on the progress of the petroleum industry in California being positioned to go from MTBE to ethanol by the end of the year with no problems.

13. Chief Counsel's Report

Chief Counsel was out of town on business and no report was given.

14. Executive Director's Report

Executive Director Bob Therkelsen was out of town on business, however; Scott Matthews reported that the Commission's transition materials had been delivered to the Resources Agency Transition Team and the Commission was ready should anything else be needed.

15. Public Adviser's Report

No report was given.

16. Public Comment

No public comments were received.

The meeting was adjourned at 12:15 p.m.

BETTY A. McCANN
Secretary to the Commission